

Feb 19 08 04:38p

FREDLICHTMACHER

06:10:59 p.m.
212 922 9077

02-19-2008

p.3

2/2

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TYRELL MICHAEL GARCIA and
DOROTHY GARCIA

Plaintiffs,

07-cv-10441-TPG

**STIPULATION TO AMEND
THE COMPLAINT**

-against-

NEW YORK CITY,
DETECTIVE SEAN WARD of the 105th precinct
and UNIDENTIFIED POLICE OFFICER.

JURY TRIAL DEMANDED

Defendant(s).

IT IS HEREBY STIPULATED TO BY AND BETWEEN THE PARTIES, that the plaintiff in the above-entitled matter shall be allowed to file and serve his "Amended Complaint" dated February 19, 2008, addition a cause of action for malicious prosecution. It is also agreed that by signing this Stipulation to Amend the defendants waive none of their rights or defenses, including but not limited to not waving their right to assert the defense of the statute of limitations.

Plaintiff agrees to allow the defendants 30 days to answer the amended complaint from the date of service of the complaint.

Dated: February 19, 2008
New York, New York

Fred Lichtmacher
Fred Lichtmacher (FL-5341)
Attorney for Plaintiff
The Empire State Building
350 5th Avenue Suite 7116
New York, New York 10118
(212) 922-9066
Fax # (212) 922-9077

Dated: 2/19/08
New York, New York

Afsaan Saleem
by Afsaan Saleem (AS 2012)
Corporation Counsel
100 Church Street
New York, New York 10007
(212) 788-9580
Fax # (212) 788-9776

SO ORDERED

U.S.D.J.

Thomas P. Green
2/26/08

